

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, APRIL 4, 1983

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chairperson Mitchell 2:09 p.m. Chairperson Mitchell adjourned the meeting at 4:13 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor-vacant.
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-excused by R-258215 (vacation).
 - (3) District 3-vacant.
 - (4) Council Member Jones-present.
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Martinez-present.
- Clerk-Abdelnour (bb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor-vacant.

Council Member Mitchell-present.

Council Member Cleator-not present.

District 3-vacant.

Council Member Jones-present.

Council Member Struiksma-present.

Council Member Gotch-present.

Council Member Murphy-present.

Council Member Martinez-present.

ITEM-10: INVOCATION

Invocation was given by Reverend Russell M. Locke of the
United Methodist Church, Mission Hills.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Helen Bird.

FILE LOCATION:

MINUTES

ITEM-30: (R-83-1414 Rev.) ADOPTED AS RESOLUTION R-258136

Publicly expressing appreciation and gratitude for Florence Riford's extraordinary display of civic generosity; authorizing the City Manager to accept the generous donation by Florence Riford of a deed to Lots 5 through 11, Block 10, La Jolla Park, according to Map-352, for the new La Jolla Branch Library; authorizing the City Manager to execute a Conditional Grant of Real Property agreement conveying said property to the City; authorizing the addition of CIP-35-057, La Jolla Branch Library, to FY 1983 Capital Improvements Program; authorizing the City Auditor and Comptroller to transfer the sum of \$50,000 from CIP-90-245, Capital Outlay Unallocated Reserve, to CIP-35-057, La Jolla Branch Library, and the expenditure of \$50,000 for preliminary engineering and design and related project costs.

COMMITTEE ACTION: Reviewed by PSS on 3/23/83. Recommendation to adopt the Resolution. Districts 1, 4, 6 and 8 voted yea. District 3 vacant.

FILE LOCATION:

F-1839

COUNCIL ACTION: (Tape location: A027-122).

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-31: (R-83-1475) ADOPTED AS RESOLUTION R-258172

A Resolution approved by the City Council in Closed Session on Monday, February 28, 1983 by the following vote:
Mitchell-not present, Cleator-not present, Golding-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy- yea, Martinez-yea, Mayor-vacant.

Authorizing the City Manager to pay the total sum of \$60,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the bodily injuries to Robert C. Edelbrock, Sr. (Superior Court Case No. 463335, Robert C. Edelbrock, Sr. v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check

in the total amount of \$60,000 made payable to Robert C. Edelbrock, Sr., and his attorneys, Harris & Nelson, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT:

This constitutes the City's contribution towards the complete and final settlement of Robert C. Edelbrock, Sr.'s claims against the City of San Diego and Lion Property Corporation. Total settlement: City of San Diego - \$60,000; Hartford Accident & Indemnity Co. (Lion Property Corporation's Liability Insurance Carrier) - \$25,000. Total - \$85,000.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A281-303).

MOTION BY JONES TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-nay, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-50: (O-83-46 Rev.) CONTINUED TO APRIL 11, 1983

Amending Chapter VI, Article 3 of the San Diego Municipal Code by amending Section 63.02.8 to prohibit glass containers used for carrying or containing any liquid for drinking purposes in City parks, except in locations where such containers are permitted under the terms of a lease, operating agreement or permit.

(First introduced on 2/28/83. Council voted 6-0. Districts 1 and 5 not present. Mayor vacant.)

(Reintroduced as amended on 3/22/83. Council voted 5-2. Districts 1 and 5 voted nay. District 3 and Mayor vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION (Tape location): B513-569.

MOTION BY GOTCH TO CONTINUE TO APRIL 11, 1983, AT HIS REQUEST, FOR FURTHER REVIEW. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

*** ITEM-51:** (O-83-158) ADOPTED AS ORDINANCE O-15922 (New Series)

Amending Chapter VII, Article 5, Division 17, of the San Diego Municipal Code by amending Section 85.06 to provide for an appeal to the Transportation and Land Use Committee regarding variation of the State speed limit.

(Introduced on 3/21/83. Council voted 7-0. District 3 and Mayor - vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B513-569).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor-vacant.

* ITEM-52: (O-83-164) ADOPTED AS ORDINANCE O-15923 (New Series)

Incorporating Lots 20, 21, 22 and the north half of Lot 23, Block 9, Estudillo and Caprons Addition, Map-650 (approximately 0.24 acres), located at 3970 and 3986 Ninth Avenue, in the Uptown Community Plan area into Zone CO.

FILE LOCATION:

ZONE 4/04/83

COUNCIL ACTION: (Tape location: B513-569).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor-vacant.

* ITEM-53: (O-83-140 Rev.) ADOPTED AS ORDINANCE O-15924 (New Series)

Enacting limitations on posting of political campaign signs in the public right-of-way and providing removal provisions.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B513-569).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor-vacant.

* ITEM-54: (O-83-155) CONTINUED TO APRIL 11, 1983

Introduction of an Ordinance amending Chapter II, Article 4 of the San Diego Municipal Code by amending Sections 24.0103, 24.0105, 24.0206, 24.0308, 24.0402, 24.0403, 24.0501, 24.1000, 24.1003 and 24.1113, and adding new Sections 24.0206.5,

24.0308.5, 24.0313 and 24.1009 relating to clarification of administrative procedures and definitions with respect to the City Employees Retirement Plan.

COMMITTEE ACTION: Reviewed by RULES on 3/21/83. Recommendation to introduce the Ordinance. Districts 2, 5, 6 and 7 voted yea. Mayor - vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A123-160).

MOTION BY MARTINEZ TO CONTINUE TO APRIL 11, 1983, AT THE REQUEST OF THE MUNICIPAL EMPLOYEES ASSOCIATION AND LOCAL NO. 127. Second by

Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-100: (R-83-1384) ADOPTED AS RESOLUTION R-258173

Awarding a contract to Sylva Machinery Company for the purchase of one ironworker for a total cost of \$56,230.98, including tax, terms and freight. BID-4857

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-101:

Two actions relative to awarding contracts:

19830404

Subitem-A: (R-83-1379) ADOPTED AS RESOLUTION R-258174

Chemwest Industries, Inc. for the purchase of ferric chloride as may be required for a period of one year beginning May 1, 1983 through April 30, 1984, for an estimated cost of \$412,723.80, including tax, terms and freight with an option to renew the contract for an additional one-year period, material prices to remain firm and freight charges subject to a 15 percent escalation. BID- 4937

Subitem-B: (R-83-1375) ADOPTED AS RESOLUTION R-258175

Sexton Service for furnishing janitorial services at the Central Library as may be required for a period of one year

beginning April 1, 1983 through March 31, 1984 for an actual cost of \$48,997.64, including terms with an option to renew the contract for four additional one-year periods with price escalation not to exceed 10 percent of prices in effect at the end of the previous year. BID-4929

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-102: (R-83-1249) ADOPTED AS RESOLUTION R-258176

Approving the assignment of contractual rights for furnishing refuse container service for San Diego Stadium by San Diego Refuse Co. to Edco Disposal Corporation as may be required for a period of one year beginning July 1, 1982 through June 30, 1983 as set forth in Resolution R-256764, dated July 12, 1982; approving the assignment of contractual rights for furnishing refuse container service by San Diego Refuse Co. to Edco Disposal Corporation as may be required for a period of one year beginning October 1, 1982 through September 30, 1983 as set forth in Resolution R-257086, dated September 13, 1982; authorizing the execution of agreements consenting to said assignments of the aforementioned refuse container services. BID-4580 and BID-4664

(District-5.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-103:

19830404

Three actions relative to the final subdivision map of Health Center Drive Park, a one-lot subdivision located westerly of Health Center Drive and Starling Drive:

(Serra Mesa Community Area. District-5.)

Subitem-A: (R-83-1482) ADOPTED AS RESOLUTION R-258177

Authorizing the execution of an agreement with J.B.
Investors for the installation and completion of improvements.
Subitem-B: (R-83-1481) ADOPTED AS RESOLUTION R-258178

Approving the final map.
Subitem-C: (R-83-1483) ADOPTED AS RESOLUTION R-258179

Authorizing the execution of a quitclaim deed, quitclaiming
to J.B. Investors, all of the City's right, title and interest
in certain slope and drainage easements that were originally
acquired for the construction of a portion of Highway 163.
FILE LOCATION: Subitem-A and B SUBD Health Center Drive Park;

Subitem-C DEED F-1816
COUNCIL ACTION: (Tape location: B570-580).
CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma.
Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

ITEM-104:

19830404

Four actions relative to the final subdivision map of Hidden
Canyon Townhouses, a 24-lot subdivision located northerly of
Marlesta Drive and Hilton Place:
(Clairemont Mesa Community Area. District-5.)
Subitem-A: (R-83-1503) ADOPTED AS RESOLUTION R-258180

Authorizing the execution of an agreement with Hidden
Canyon, Ltd. for the installation and completion of
improvements.
Subitem-B: (R-83-1502) ADOPTED AS RESOLUTION R-258181

Approving the final map.
Subitem-C: (R-83-1519) ADOPTED AS RESOLUTION R-258182

Dedicating street reservations in portions of Lots 105 and
106 of Brierwood Unit No. 5, Map-4846 as and for a public
street and naming the same Marlesta Drive.
Subitem-D: (R-83-1520) ADOPTED AS RESOLUTION R-258183

Abandoning whatever right, title or interest the City may
have in certain slope easements that were acquired for the

improvement of Marlesta Drive.

FILE LOCATION: Subitem-A and B SUBD Hidden Canyon Townhouses;

Subitem- C DEED F-1817; Subitem-D DEED F-1818

COUNCIL ACTION: (Tape location: C139-163).

MOTION BY STRUIKSMA TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-105: (R-83-1461) ADOPTED AS RESOLUTION R-258184

Granting an extension of time to January 25, 1984 to Cameron Brothers Construction Company, Inc., subdivider, to complete the improvements required in Cardinal Heights.

FILE LOCATION:

SUBD Cardinal Heights

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-106: (R-83-1462) ADOPTED AS RESOLUTION R-258185

Granting an extension of time to January 25, 1984 to Cameron Brothers Construction Company, Inc., subdivider, to complete the improvements required in Mission Heights North Unit No. 7.

FILE LOCATION:

SUBD Mission Heights North Unit No. 7.

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-107: (R-83-1463) ADOPTED AS RESOLUTION R-258186

Granting an extension of time to January 31, 1984 to VW Unit No. 2, subdivider, to complete the improvements required in Penasquitos Views West Unit No. 2.

FILE LOCATION:

SUBD Penasquitos Views West Unit No. 2

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma.

Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-108: (R-83-1464) ADOPTED AS RESOLUTION R-258187

Granting an extension of time to January 18, 1984 to Harry
L. Summers, Inc., subdivider, to complete the improvements
required in University Garden Villas.

FILE LOCATION:

SUBD University Garden Villas

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma.
Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-109: (R-83-1477) ADOPTED AS RESOLUTION R-258188

Approving the acceptance by the City Manager of that alley
easement deed of Home Federal Savings and Loan Association,
granting to City an easement for a public alley in Lots 2 and 3
and a portion of Lot 1, Block 7, Amended Plat of Hillcrest,
Map-1069; dedicating said land as and for a public alley;
authorizing the execution of an indemnification agreement with
Home Federal Savings and Loan Association pursuant to which
Home Federal will indemnify and save the City harmless from all
liability whatsoever which may arise as a result of the absence
of a subordination agreement from the beneficiary of a deed of
trust involving the subject property.

FILE LOCATION:

DEED F-1819

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma.
Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-110: (R-83-1468) ADOPTED AS RESOLUTION R-258189

Approving the acceptance by the City Manager of that deed of
Broadway Developers, conveying to City a drainage easement in a
portion of Lots 34 to 36, inclusive, in Block 34 of H.M.
Higgins Addition; authorizing the execution of a quitclaim
deed, quitclaiming to Broadway Developers all the City's right,

title and interest in a drainage easement in Lot 33, Block 34,
H.M. Higgins Addition, Map-309.

FILE LOCATION:

DEED F-1820

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksmā.
Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones- yea, Struiksmā-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-111: (R-83-1465) ADOPTED AS RESOLUTION R-258190

Renaming Mission Abedul Place, located northwesterly of
Mission Gorge Road and Mission Montana Drive, to Mission
Montana Place.

(District-7.)

CITY MANAGER REPORT:

The street name change is at the request of the developer,
Pacific Scene, Inc. The subdivision, Mission Pacific Unit 1, is
still under construction, and no other property owners are affected.
All costs associated with the street name change will be borne by
the developer. On February 17, 1983, the Planning Commission
recommended approval of the street name change.

FILE LOCATION:

DEED F-1821

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksmā.
Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones- yea, Struiksmā-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

* ITEM-112: (R-83-1419) ADOPTED AS RESOLUTION R-258191

Amending Council Policy No. 000-21 regarding submission of
Ballot proposals.

COMMITTEE ACTION: Reviewed by RULES on 3/7/83. Recommendation to adopt the
Resolution. Districts 2, 5 and 7 voted yea. District 3 not present. Mayor
- vacant.

CITY CLERK REPORT:

This amendment to Council Policy 000-21 would provide for the
consideration of ballot proposals on only those elections involving
all precincts in the City.

Since the elections for Mayor and City Attorney are now being
conducted in the even-numbered years when the presidential elections
are held, our regular municipal primary elections for Council

members in September of the odd- numbered years no longer involve all precincts in the City. We will normally have Council candidate nominations in Districts 2, 4, 6 and 8 or in Districts 1, 3, 5 and 7 at the September primary elections.

Our first experience with this altered scheduled occurred in 1981. In order for the City to avoid incurring a disproportionate cost for placing ballot propositions on the primary election ballot in September 1981, Council adopted Resolution R-253870 which suspended the application of Council Policy 000-21 for that election. Ballot propositions were simply deferred seven weeks for consideration at the November general municipal election which is always City- wide.

Rather than make recurring requests for a resolution to be adopted prior to each regular municipal primary event for suspension of Council Policy 000-21, it was considered appropriate to request action on an amendment to the policy language. Future budgeting would reflect this amended policy and provide a more consistent and clear basis for determining election requirements.

For the general municipal elections and the special municipal elections that are consolidated with state wide elections, the City Clerk would still be required to place a notice on the docket advising Council, City Departments and the public of the dates for submittal of ballot proposition proposals for Council consideration for placement on the ballot.

Council would always have the prerogative to place ballot propositions on any election as might be needed. The City Clerk would develop the necessary time guidelines and constraints for each special situation that may arise.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma.
Passed by the following vote: Mitchell-yea, Cleator-not present,
District 3-vacant, Jones- yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor-vacant.

ITEM-113: (R-83-1429) ADOPTED AS RESOLUTION R-258192

Approving the Rules and Regulations of the City of San Diego
Water Utilities Department (Lakes Recreation), regulating the
use of the City's Water Impounding System (Reservoirs).
(Districts-1 and 7.)

CITY MANAGER REPORT:

The rules and regulations for recreational use of City lakes were last revised in 1977. A proposed revision to the rules and

regulations has been written which streamlines the wording. It also deletes unnecessary verbatim citations from the Municipal Code and obsolete phrases as well as prohibitions against canvas boats, rubber life-rafts, canoes, folding boats, inboard motor boats, boats with less than 50 cubic feet capacity, and boats with freakish lines. The proposed revision complies with applicable Municipal and State Health Codes, and includes provisions for canoeing and kayaking on Lakes Miramar and San Vicente as authorized by Council Resolution on January 17, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B581-645).

MOTION BY MURPHY TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

* ITEM-114: (R-83-1441) ADOPTED AS RESOLUTION R-258193

Authorizing the execution of an agreement with Booz, Allen and Hamilton for the purpose of conducting a study of the City's existing radio communications facilities vs. communications needs and developing a Radio Communications Facilities Long Range Plan; authorizing the expenditure of an amount not to exceed \$60,000 from Capital Outlay CIP-37-303, \$45,000; Water Utilities Fund CIP-73-222, \$11,300; and Sewer Utility Funds CIP-46-097, \$3,700, solely and exclusively for the above purpose.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B570-580).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-115: (R-83-1471) CONTINUED TO APRIL 11, 1983

Authorizing the execution of an agreement with Goodkin/Criterion for an economic analysis of the Mid-City community which will assist in implementing commercial revitalization efforts; authorizing the expenditure of the sum of \$34,425 from Fund 18518, Department 5617, Organization 1703 for the above purpose.

(Mid-City, Park Northeast and State University Community

Planning Areas. Districts-3 and 7.)

CITY MANAGER REPORT:

The Mid-City Revitalization Project has an approved budget of \$115,658. An economic analysis of the community is one of the budgeted items. The economic analysis will provide information which is needed to plan and implement commercial revitalization and other economic development efforts. As proposed by the Goodkin/Criterion team, the economic analysis will include a consumer survey; identification of trade areas, commercial nodes and corridors; an analysis of community demographics; analysis of the office demand; an evaluation of business conditions; an accessibility and parking analysis; an analysis of competitive conditions; and conclusions, recommendations and a final report. A request for proposals (RFP) was issued in November 1982, after approval by the Transportation and Land Use (TL&U) Committee. Ten proposals were received and evaluated by an ad hoc selection committee. The Goodkin/Criterion team was selected and the subject agreement negotiated. It is expected that the study will be completed by summer.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A123-160).

MOTION BY MARTINEZ TO CONTINUE TO APRIL 11, 1983, AT HIS REQUEST.

Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor-vacant.

ITEM-116: (R-83-1216) ADOPTED AS RESOLUTION R-258194

Authorizing the execution of an agreement with Otay Water District under which the City shall provide emergency water service to Otay Water District.

COMMITTEE ACTION: Reviewed by PSS on 3/23/83. Recommendation to adopt the Resolution. Districts 1, 4, 6 and 8 voted yea. District 3 vacant.

CITY MANAGER REPORT:

Under this agreement, the City will provide water to the Otay Water District for domestic and fire protection use through an emergency connection to be constructed and maintained at Otay's expense. For the first 36 months of the agreement, Otay will be allowed to use said connection to temporarily supply water to its Hidden Vista Village service area while it constructs its own permanent facilities. Subsequent to construction, the connection will be restricted to emergency use only. Otay will replace water used by transferring to the City an amount of water equal in value to that delivered to Otay by the City. The City will be held

harmless from claims incurred as a result of Otay's actions under this agreement, which may be terminated by either party upon one year's written notice.

FILE LOCATION:

WATER Otay Water District

COUNCIL ACTION: (Tape location: B646-C106).

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-117: (R-83-1135) ADOPTED AS RESOLUTION R-258195

Authorizing the execution of an agreement with the San Diego Community College District for the sale of 115 reconditioned parking meters to the District and for the maintenance of these parking meters for a period of approximately five years.

CITY MANAGER REPORT:

This agreement authorizes the City Manager to sell 115 older, surplus parking meters to the San Diego Community College District for \$77 each, for a total of \$8,855. The meters have been refurbished and are in good condition. In addition, the agreement provides for these meters to be maintained by the City's Parking Meter Shop due to the special tools and knowledge required. The City will be fully reimbursed for the cost of this maintenance. It is estimated that maintenance will be minimal the first two years and will cost about \$1,000 per year thereafter. The maintenance agreement is for a period of five years. The Community College District requested our assistance in this matter, and it is felt that the agreement provides a cooperative and mutually beneficial solution for both parties.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C107-138).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-200: (O-83-205) INTRODUCED AS AMENDED, TO BE ADOPTED APRIL 18, 1983

Introduction of an Ordinance authorizing the issuance, sale and delivery of notes in a principal amount not to exceed \$4,500,000 and bonds in a principal amount not to exceed

\$5,000,000 for the purpose of making a mortgage loan to provide the interim and permanent financing of the costs of developing a low- income housing project known as University Canyon North (Site-18), determining and prescribing certain matters relating thereto, and approving and authorizing the execution of related documents, agreements and actions.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C164-306).

MOTION BY STRUIKSMA TO INTRODUCE WITH THE CONDITION THAT DISPOSITION OF FUNDS BE BROUGHT BEFORE COUNCIL. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-201: CONTINUED TO APRIL 11, 1983

19830404

Two actions relative to Robinson Avenue:
(Park Northeast Community Plan. District-3.)

Subitem-A: (R-83-1517)

Vacating the northerly four feet of Robinson Avenue west of Florida Street adjacent to Lot 26, Block 256, of the amended map of University Heights by G.A. d'Hemecourt in Book 8, Page 36, et seq. of Lis Pendens under the procedure for the summary vacation of streets where an excess right-of-way of a street or highway is not required for street or highway purposes.

Subitem-B: (R-83-1518)

Approving the acceptance by the City Manager of that street easement deed of Florida and Robinson Limited, granting to City an easement for public street purposes in a portion on Florida Street vacated adjacent to Lot 26, Block 256, of the amended map of University Heights by G.A. d'Hemecourt in Book 8, Page 36 et seq. of Lis Pendens; dedicating said land as and for a public street and naming the same Robinson Avenue.

CITY MANAGER REPORT:

Robinson Avenue was dedicated by subdivision in 1888. The abutting property owner has petitioned for the closure to facilitate development of his R-3A-zoned property. Robinson Avenue is classified as a two-lane collector street west of Florida Street along the subject frontage. It has been fully improved to a 52-foot width, which meets the design requirements for a collector street.

The improvements are centered within the existing 80-foot right-of-way and produce a 14-foot curb to property line dimension. Since a 10-foot curb to property line dimension is typical in residential areas, the petitioner is seeking a closure of the excess four feet.

The four-foot-wide portion of Robinson Avenue to be vacated is unimproved and contains no public facilities.

As a condition of the closing, the curb return at the intersection of Florida Street and Robinson Avenue would have to be reconstructed to current City standards. The petitioner has bonded for this improvement. The closure has been modified accordingly to provide the required property-line radius. Staff has concluded that the subject right-of-way to be vacated is no longer needed for present or prospective public use and can be summarily vacated subject to the improvement cited above. A companion item to this vacation is the acceptance of a street easement deed and the dedication and naming of the same as Robinson Avenue. The dedication will provide the required 20-foot property-line radius at the intersection of the Florida Street and Robinson Avenue rights-of-way. This right-of-way is being acquired at no cost to the City. This application was processed in accordance with Council Policy 600-15.

FILE LOCATION: Subitem-A DEED F-1822; Subitem-B DEED F-1823

COUNCIL ACTION: (Tape location: A161-280).

MOTION BY MURPHY TO CONTINUE TO APRIL 11, 1983, AT HARRY KLUNN'S

REQUEST. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-202: (R-83-1453) ADOPTED AS RESOLUTION R-258196

Authorizing the execution of the 1983 Group Medical and Hospital Service agreement with Kaiser Foundation Health Plan, Inc. and amendment to said agreement extending the contract for a period of 16 months, effective April 1, 1983 and increasing the rates effective May 1, 1983, as follows:

	FROM	TO
Employee	\$54.34	\$63.78
One Dependent	54.32	63.76
Two or More Dependents	99.74	117.08

CITY MANAGER REPORT:

The contract renewal includes a monthly premium rate increase of 17.4 percent, a monthly increase of \$9.44 for the City paid employee coverage; \$9.44 for the employee paid one dependent coverage; and

\$11.48 for the employee paid two or more dependents coverage. The increase is attributable to inflation and increased benefit usage. The Risk Management Department negotiated a 15-month contract with the Kaiser Foundation to ensure that the contracts for all three health plans will be renewed concurrently, beginning August 1, 1984.

FILE LOCATION:

CONT Kaiser Foundation Health Plan, Inc.

COUNCIL ACTION: (Tape location: C307-394).

MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (O-83-187) ADOPTED AS ORDINANCE O-15925 (New Series)

Adoption of an Ordinance authorizing one or more agreements with San Diego Gas and Electric Company and one or more trust agreements with a trustee or trustees to be selected in connection with the issuance of City of San Diego Industrial Development Revenue Bonds (San Diego Gas and Electric Company), in an aggregate principal amount not to exceed \$300 million.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C395-400).

MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-204: CONTINUED TO APRIL 11, 1983

19830404

Two actions relative to Starkey's Prospect Park:
(La Jolla Community Area. District-1.)

Subitem-A: (O-83-198)

Introduction of an Ordinance setting aside and dedicating Lots 8 and 9 in Block F and a portion of Block G, Starkey's Prospect Park, for a public park and naming said park Starkey Mini-Park.

Subitem-B: (R-83-1455)

Approving the acceptance by the City Manager of that quitclaim deed of Southern Mortgage Company, quitclaiming to

City a portion of the abandoned San Diego Electrical Railway Company right-of-way in Lots 8 and 9 in Block F, together with a portion of Block G, of Starkey's Prospect Park.

CITY MANAGER REPORT:

This action is part of an ongoing project to dedicate various City parks in accordance with Charter Section 55 and Council Policy 700-17. The Park and Recreation Board has reviewed this 1.13-acre park site, located at Draper Avenue and Gravilla Street in La Jolla, and has recommended it for dedication.

There was a title problem with this parcel in that a title report revealed the probable fee ownership by Southern Mortgage Company of 60-foot-wide abandoned electric railway right-of-way that runs through the middle of the park site. Mr. John P. Starkey of Southern Mortgage Company, whose grandfather was the original subdivider of this section of La Jolla in the 1920's, graciously consented to have his company execute a quitclaim deed to this property at no cost to the City. The only stipulation is that the park bear his family name, as does the subdivision already, and that the quitclaim deed contain a restriction limiting his donated land to park use. These terms were acceptable to the Park and Recreation Department.

FILE LOCATION: Subitem-B DEED F-1824

COUNCIL ACTION: (Tape location: A123-160).

MOTION BY MARTINEZ TO CONTINUE TO APRIL 11, 1983, AT CITY MANAGER

BLAIR'S REQUEST. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-205:

19830404

Two actions relative to abandonment of sewer and drainage easements in Old San Diego:

(Mission Bay Community Area. District-6.)

Subitem-A: (O-83-189) INTRODUCED, TO BE ADOPTED APRIL 18, 1983

Introduction of an Ordinance abandoning an unneeded sewer easement in portions of Block 387, Old San Diego and in Pueblo Lot 1101 of the Pueblo Lands of San Diego, and rescinding Section 2 of Ordinance O-5295 (New Series).

Subitem-B: (R-83-1410) ADOPTED AS RESOLUTION R-258198

Vacating the City's interest in an unneeded drainage easement affecting a portion of Block 387, Old San Diego.
CITY MANAGER REPORT:

Two obsolete utility easements encumber the site of the new Western Division Police Station. The station will be constructed on City-owned land which is situated in Bay Park, at the junction of Napa Street, Gaines Street, and Friars Road. Drainage facilities are to be relocated and a new connection from the Mission Valley Trunk Sewer will eliminate the old sewer line. It is recommended that Section 2 of Ordinance O-5295 (New Series), which set aside the sewer easement in 1952, be rescinded and that the drainage easement set aside by a Council resolution in 1966 be abandoned by Council resolution.

FILE LOCATION: Subitem-B DEED F-1825

COUNCIL ACTION: (Tape location: C401-420).

MOTION BY MURPHY TO INTRODUCE SUBITEM A AND ADOPT SUBITEM B.
Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S400: (R-83-1570) ADOPTED AS RESOLUTION R-258199

A Resolution adopted by the City Council in Closed Session on Tuesday, March 22, 1983 by the following vote:
Mitchell-nay, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

Authorizing the City Manager to pay the total sum of \$145,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Donald Steven Cornelius, (Superior Court Case No. 463963, Camille Jean Sinclair v. Donald Steven Cornelius, and Donald Steven Cornelius and Hertz Corporation v. City of San Diego); authorizing the City Auditor and Comptroller to issue one check in the amount of \$145,000 made payable to Hertz Corporation, Donald Steven Cornelius and their Attorneys, Liebman & Reiner, in full and final settlement of all claims and complaints.

CITY MANAGER REPORT:

This constitutes the City's contribution towards the complete and final settlement of Camille Jean Sinclair's personal injuries sustained on December 4, 1980. The settlement costs will be borne by the co- defendants, Hertz Corporation, Donald Cornelius, and the City of San Diego. The complete settlement is structured as follows:
1) An immediate payment of \$400,000; 2) Monthly payments of \$2,175

for life, to increase with an inflation factor of 4 percent annually, and with a guaranteed life of 20 years; 3) Five installment payments of \$35,000 each, the first payment to be made on April 1, 1984 and subsequent payments to be made annually thereafter.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C421-451).

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S401: (R-83-1523) FILE

Rescinding Resolution R-257642, adopted December 13, 1982, regarding the application by Robert F. Driver Company for the issuance of Economic Development Revenue Bonds for the construction of an office building and parking facility.

(See City Manager Report CMR-83-105. Located in the block bounded by Fourth and Fifth Avenues, Cedar Street and I-5. District-8.)

During consideration of this item, the Council adopted the following Resolution.

(R-83-1587) ADOPTED AS RESOLUTION R-258200

Authorizing the City Manager to continue with preparation of the appropriate documents for the issuance of Economic Development Revenue Bonds for Robert F. Driver Company, pursuant to the provisions of Resolution R-257642, adopted December 13, 1982.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A304-B512).

Motion by Gotch to suspend the rules to extend time for testimony to 25 minutes. Second by Jones. Passed. Yeas: 1,4,5,6,7,8. Nays: None. Not present: 2. Vacant: 3,M.

MOTION BY GOTCH TO FILE ITEM S401 AND ADOPT ALTERNATE RESOLUTION.

Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor-vacant.

ITEM-S402: (R-83-1430) ADOPTED AS RESOLUTION R-258201

(Continued from the meeting of March 28, 1983 at Council

Member Murphy's request.)

Authorizing the execution of a one-year lease agreement, with two one-year renewal options, with John Amador, which provides for a Community Relations Office for the San Diego Police Department at 1808 Logan Avenue, at a rental rate of \$365 per month for the first year.

(Logan Heights Community Area. District-4.)

CITY MANAGER REPORT:

The San Diego Police Department Community Relations Office located at 1808 Logan Avenue contains approximately 1,250 square feet and serves the Logan Heights area. The Police Department has used the office since November, 1968 under various lease agreements. The most recent agreement terminated on August 31, 1979 and was placed on a month-to-month holdover at the request of the Police Department, pending their determination of the continued need for an office at this location.

The department has decided to maintain the facility and has requested a new lease for a one-year term with two one-year options to renew. The rent will remain at the existing rate of \$365 (29 cents per square foot) per month for the first year with provisions for yearly six percent or CPI adjustments, whichever is greater. This appears to be a reasonable rental rate for this space and there are no other comparable facilities available in the immediate area.

FILE LOCATION:

LEAS John Amador

COUNCIL ACTION: (Tape location: C452-529).

MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ADJOURNMENT:

The meeting was adjourned by Chairperson Mitchell at 4:13 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C529-548).

MOTION BY GOTCH TO ADJOURN IN HONOR OF THE MEMORY OF FRANK RHOADES. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.